BONNEVILLE BANK
1675 NORTH 200 WEST, P.O. BOX 400
PROVO, UTAH 84603-0400

WILLIAM E. DAY

521 EAST 1910 SOUTH
OREM, UT 84058
PH. 801-225-4440

PAY FORTHER ORDER
OF

Dept. Material Resources

Dept. Material Resources

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RECEIVED

JUN 0 6 2007

Div. of Oil, Gas & Mining



Lieutenant Governor

State f Utah DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER Executive Director

Division of Oil Gas and Mining

JOHN R. BAZA Division Director

May 4, 2007

CERTIFIED RETURN RECEIPT 7005 2570 0000 4801 5105

William E. Day 521 East 1910 South Orem, UT 84058

Subject: Proposed Assessment for Cessation Order #MC2007-01-02, William E. Day, Temple

Strike Mine, S/039/015, Sanpete County, Utah

Dear Mr. Day:

The undersigned has been appointed by the Division of Oil, Gas & Mining as the Assessment Officer for assessing penalties under R647-7.

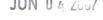
Enclosed is the proposed civil penalty assessment for the above referenced cessation order. The cessation order was issued by Division Inspector, Lynn Kunzler, on April 5, 2007. Rule R647-7-103 et. seq. has been utilized to formulate the proposed penalty for the violation as follows:

> MC-07-01-02- Violation 1 of 1 \$484

The enclosed worksheet specifically outlines how the violation was assessed.

By these rules, any written information which was submitted by you or your agent within fifteen (15) days of receipt of this Cessation Order has been considered in determining the facts surrounding the violation and the amount of penalty. If the violation has not been abated at the time of the proposed assessment, the assignment of good faith points cannot be made. If you feel that you are eligible for good faith, you should supply relevant information to the assessment officer within 15 days of the violation abatement date so that it can be factored into the final assessment







Otherwise, under R647-7-106, there are two informal appeal options available to you:

- 1. If you wish to informally appeal the <u>fact of the Cessation Order</u>, you should file a written request for an Informal Conference within thirty (30) days of receipt of this letter. This conference will be conducted by the Division Director, Associate Director or assigned conference officer. This Informal Conference is distinct from the Assessment Conference regarding the proposed penalty.
- 2. If you wish to review the proposed penalty assessment, you should file a written request for an Assessment Conference within thirty (30) days of receipt of this letter.

If you are also requesting a review of the fact of violation, as noted in paragraph one, the assessment conference will be scheduled immediately following that review.

of Haddock

If a timely request for review is not made, the fact of the cessation order will stand, the proposed penalty(ies) will become final, and the penalty(ies) will be due and payable within thirty (30) days of the final assessment. Please remit payment to the Division, mail c/o Vickie Southwick.

Sincerely,

Daron R. Haddock Assessment Officer

Enclosure: Worksheets

cc: Vickie Southwick, Exec. Sec.
Vickie Bailey, Accounting

P: GROUPS MINERALS WP M039-Sanpete S0390015-Templestrike non-compliance pro Assessment-CO.doc

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Page 2 of 6

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